

**BEFORE THE INDUSTRIAL COMMISSION OF THE STATE OF IDAHO**

|                        |   |                     |
|------------------------|---|---------------------|
| FLOYD TALBERT,         | ) |                     |
|                        | ) |                     |
| Claimant,              | ) | <b>IC 02-008055</b> |
|                        | ) |                     |
| v.                     | ) |                     |
|                        | ) |                     |
| ALLIED FORCES,         | ) |                     |
|                        | ) |                     |
| Employer,              | ) | <b>ORDER</b>        |
|                        | ) |                     |
| and                    | ) | Filed April 3, 2006 |
|                        | ) |                     |
| CNA INSURANCE COMPANY, | ) |                     |
|                        | ) |                     |
| Surety,                | ) |                     |
|                        | ) |                     |
| Defendants.            | ) |                     |
| _____                  | ) |                     |

Pursuant to Idaho Code § 72-717, Referee Michael E. Powers submitted the record in the above-entitled matter, together with his proposed findings of fact and conclusion of law to the members of the Idaho Industrial Commission for their review. Each of the undersigned Commissioners has reviewed the record and the recommendation of the Referee. The Commission concurs with this recommendation. Therefore, the Commission approves, confirms, and adopts the Referee's proposed findings of fact and conclusion of law as its own.

Based upon the foregoing reasons, IT IS HEREBY ORDERED that:

1. Claimant has proven his entitlement to permanent partial disability of 30% of the whole person inclusive of his 14% whole person permanent partial impairment.
2. Pursuant to Idaho Code § 72-718, this decision is final and conclusive as to all issues adjudicated.

DATED this 3<sup>rd</sup> day of April, 2006.

INDUSTRIAL COMMISSION

\_\_\_\_\_/s/\_\_\_\_\_  
Thomas E. Limbaugh, Chairman

\_\_\_\_/s/\_\_\_\_\_  
James F. Kile, Commissioner

\_\_\_\_/s/\_\_\_\_\_  
R. D. Maynard, Commissioner

ATTEST:

\_\_\_\_/s/\_\_\_\_\_  
Assistant Commission Secretary

### **CERTIFICATE OF SERVICE**

I hereby certify that on the 3<sup>rd</sup> day of April, 2006, a true and correct copy of the foregoing **ORDER** was served by regular United States Mail upon each of the following persons:

LAWRENCE E KIRKENDALL  
2995 N COLE RD STE 260  
BOISE ID 83704

MARK C PETERSON  
PO BOX 829  
BOISE ID 83701

\_\_\_\_/s/\_\_\_\_\_

ge